

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BOARHEAD FARM AGREEMENT GROUP, :  
: Plaintiff, :  
: :  
v. : Civil Action No. 02-3830 :  
: :  
ADVANCED ENVIRONMENTAL :  
TECHNOLOGY CORPORATION, ET AL., :  
: :  
Defendants. :  
:

**ANSWER OF PLAINTIFF TO NRM INVESTMENT COMPANY'S COUNTERCLAIM**

Plaintiff Boarhead Farm Agreement Group ("the Agreement Group"), by and through its attorneys, by way of Answer to the Counterclaim of NRM Investment Company ("NRM"), hereby states as follows:

1. The Agreement Group admits that NRM's counterclaim arises out of the same transaction on which the Agreement Group's Complaint is based, and that this Court has jurisdiction over the counterclaim pursuant to Fed. R. Civ. P. 13. The remaining allegations of this paragraph are denied. The Agreement Group additionally denies that its "individual members" are parties to this action such that claims may be asserted against them by way of counterclaim.

2. The allegations of this paragraph constitute legal conclusions to which no response is necessary. To the extent that these allegations constitute allegations of fact, the allegations are denied.

3. The allegations of this paragraph constitute legal conclusions to which no response is necessary.

**AFFIRMATIVE DEFENSES**

1. The counterclaim fails to state a claim upon which relief may be granted.
2. The counterclaim improperly attempts to assert claims against entities not party to this action.

WHEREFORE the Agreement Group demands judgment in its favor against NRM dismissing NRM's counterclaim with prejudice, awarding costs to the Agreement Group, and granting the Agreement Group such other and further relief as the Court deems just and proper.

BALLARD SPAHR ANDREWS & INGERSOLL, LLP  
A Pennsylvania Limited Liability Partnership

Dated: August 20, 2004

By: Glenn A. Harris /s/  
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Attorneys for Plaintiff Boarhead Farm  
Agreement Group

**CERTIFICATION OF SERVICE**

**Dawn M. Neukirch**, of full age, certifies as follows:

1. I am employed by the law firm of Ballard Spahr Andrews & Ingersoll, LLP, as a legal secretary.
2. On this date, I caused one copy of Answer of Plaintiff to NRM Investment Company's Counterclaim in the above-captioned matter to be served via first class U.S. mail upon the following:

**ALL DEFENDANTS ON ATTACHED SERVICE LIST**

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: August 20, 2004

Dawn M. Neukirch /s/  
Dawn M. Neukirch

***Boarhead Farm Defendants' Service List***  
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